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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

| | | |
|---------------------------|---|------------------------------------|
| UNITED STATES OF AMERICA, |) | No. CR-09-00397 DLJ |
| |) | |
| Plaintiff, |) | STIPULATED REQUEST TO |
| |) | RESCHEDULE SENTENCING HEARING |
| v. |) | FOR JULY 30, 2009 AND ORDER |
| |) | |
| TYREE PAUL FOSTER, |) | |
| |) | |
| Defendant. |) | |
| |) | |
| |) | |

IT IS HEREBY STIPULATED AND AGREED between the plaintiff through its attorney, Joshua Hill, and the defendant through his attorney, Colleen Martin, that the sentencing hearing presently set for July 31, 2009 at 10:00 a.m. be reset for July 30, 2009 at 11:00 a.m. The reason for the request is that government counsel is no longer available on July 31. Government counsel consulted with the Court's clerk and learned that the matter could be specially set for July 30, 2009 at 11:00 a.m. Defense counsel and the United States Probation Office are available on July 30. Accordingly, the parties request that the sentencing in this matter be

1 rescheduled for July 30, 2009 at 11:00 a.m.

2 DATED: July 1, 2009

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5 /S/
JOSHUA HILL
Assistant United States Attorney
6 Counsel for United States

/S/
COLLEEN MARTIN
Counsel for Defendant

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8
9 **ORDER**

10 GOOD CAUSE HAVING BEEN SHOWN, IT IS HEREBY ORDERED that the
11 sentencing hearing in this matter is rescheduled from July 31, 2009 to **Thursday, July 30, 2009**
12 **at 11:00 a.m.**

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14 DATED: July 8 , 2009

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HON. D. LOWELL JENSEN
United States District Judge